

**TOWN OF MORRISON BOARD OF TRUSTEES  
MORRISON TOWN HALL, 110 STONE STREET  
REGULAR MEETING OF THE BOARD OF TRUSTEES  
TUESDAY, SEPTEMBER 6, 2022  
6:00 P.M**

**Call to Order.** Mayor Wolfe called the Regular Town Board Meeting to order at 6:00 P.M.

**Roll Call.** Mayor Chris Wolfe, Trustees Katie Gill, Sean Forey, David Wirtz, Adam Way and Paul Sutton were present. A quorum was established.

**Staff Present.** Kara Winters (Town Manager) Gerald Dahl (Town Attorney), Bill Vinelli (Police Chief) and Ariana Neverdahl (Town Clerk)

**Amendments to the Agenda.** None.

**Public to Address the Board.** John Leonard, 100 Canyon Vista Drive. Leonard volunteered to serve on the Board of trustees.

**A motion was made by Trustee Forey to appoint John Leonard to the Board of Trustee. The motion was seconded by Trustee Wirtz. All members present voted aye. The motion carried.**

**Dave Killingsworth, 403 Bear Creek Avenue.** Killingsworth voiced concern over the Mill Street Bridge to the Town Board.

**Presentations and Hearings.**

**Judge David Thrower- Contract Discussion.** Judge Thrower addressed the Town Board and stated that he accepted the position as Judge in May of 2020. Since taking the position he has been present at court twice a month. Judge Thrower stated in November of 2021 he and the Town Prosecutor offered to reduce their monthly salary while the Town rebuilt the Police Department. Judge Thrower stated during the absence of the Police Department court continued. Judge Thrower mentioned that after the April 2022 Election the Town Prosecutors salary was returned to her contract amount while his was not. Judge Thrower informed the Board that once the new Police Chief was hired he met with the Chief, Police Department and Court Clerk to hold a training for court proceedings. Judge Thrower stated that he was disappointed to hear that CORA request were made asking for his contracts with other jurisdictions and stated if asked he would have provided them himself. Judge Thrower expressed that he would like a long working relationship with the Town based in fairness and equity.

Trustee Gill stated that she had requested a copy of the Judges contract but was not aware of how the requests would be made. Trustee Gill stated that she appreciated the Judge reducing his salary and that she appreciated how the Judge ran the court room. Trustee Gill stated she felt the Board was provided inaccurate information and requested copies of the contract. The Board is responsible for the fiduciary needs of the Town and she wanted more information to make an appropriate decision.

Mayor Wolfe apologized to Judge Thrower for the Town requesting the CORA Request.

Trustee Sutton asked about the Judge's contract and if the appointment of the Judge does not match the Town's charter. Town Attorney Dahl stated the appointment of the Municipal Judges follows the Municipal Election therefore the Judges contract will be appointed at the following November 2024 Election.

**A motion was made by Trustee Forey to restore Judge Thrower's compensation to \$2,367.57 per month, effective for the month of June 2022 and following, and that the term of appointment be confirmed to extend to November 2024 Town Election. The motion was seconded by Trustee Wirtz. All members present voted aye. The motion carried.**

Trustee Gill requested that all appointments being made at the time of the elections the respective employees' current contract is included in the packet.

**Consideration of Annexation Ordinance annexing real property which is proposed to become Town-owned land, located adjacent to the existing town water treatment plant, known as Tract A Industrial A portion of Parcel A described in Exhibit B of that boundary agreement recorded at reception NO. 2021152090, located in the Northwest quarter of the Northwest quarter of Section 2, Township 5 South, Range 70 West of the Sixth Principal Meridian, Jefferson County, Colorado.**

**A motion was made Trustee Sutton to continue the public hearing for consideration of Annexation Ordinance annexing real property which is proposed to become Town-owned land, located adjacent to the existing Town water treatment plant, known as Tract A Industrial A portion of Parcel A described in Exhibit B of that boundary agreement recorded at reception NO. 2021152090, located in the Northwest quarter of the Northwest quarter of Section 2, Township 5 South, Range 70 West of the Sixth Principal Meridian, Jefferson County, Colorado to 6:00 pm on September 20, 2022. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.**

**Zoning Tract A Industrial A portion of Parcel A described in Exhibit B of that boundary agreement recorded at reception NO. 2021152090, located in the Northwest quarter of the Northwest quarter of Section 2, Township 5 South, Range 70 West of the Sixth Principal Meridian, Jefferson County, Colorado.**

**A motion was made by Trustee Gill to continue the public hearing for the application of zoning for Tract A Industrial A portion of Parcel A described in Exhibit B of that boundary agreement recorded at reception NO. 2021152090, located in the Northwest quarter of the Northwest quarter of Section 2, Township 5 South, Range 70 West of the Sixth Principal Meridian, Jefferson County, Colorado, to 6:00 pm on September 20, 2022. The motion was seconded by Trustee Sutton. All members present voted aye. The motion carried.**

#### **General Business.**

**Spring Street Bridge Discussion.** Public Works Director Fouts addressed the Board and asked for direction on replacing or repairing the Spring Street Bridge. Public Works Director Fouts suggested one of the options was to hire a structural engineer and purchase a pre-fabricated bridge. Another option would be to have town staff repair the bridge. Public Works Director voiced concern over liability if town staff repaired the bridge because they are not structural engineers.

Trustee Sutton asked what the Town's liability would be if the Town does not replace the bridge. Town Attorney Dahl advised not to ignore the situations, the Town could be sued for dangerous conditions.

Trustee Sutton suggested the town staff repair the bridge and look at a prefabricated bridge in the future when the budget allows. Trustee Forey agreed.

The consensus of the Board was to have town staff repair the bridge and look at a prefabricated bridge later when the budget allows.

**Ordinance No. 515-Amending International Building Code.** Town Attorney Dahl reviewed Ordinance No. 515 with the Town Board. Town Attorney informed the Board that the amendment to the Building Code will state that an inspection is required every 180 days after the time the work is commenced.

**A motion was made by Trustee Sutton to approve Ordinance No. 515, an ordinance AMENDING SECTION 9-1-2.A OF THE MORRISON MUNICIPAL CODE CONCERNING EXPIRATION OF BUILDING PERMITS, ON FORST READING, AND SET FOR PUBLIC HEARING AND FINAL ACTION ON OCTOBER 4, 2022. The motion was seconded by Trustee Forey. All members present voted aye. The motion carried.**

**Resolution 2022-09- Annexation 915 Bear Creek Avenue.** Town Attorney Dahl reviewed the petition for annexation with the Town Board. Town Attorney Dahl stated that the applicant is related to Town Manager Winters and that Town Manager Winters will not be involved in the processing of the application. Town Attorney Dahl and Town Planner McCool will process this application.

**Jamee Chamber, 207 Bear Creek Lane.** Chambers addressed the Board and reviewed the property lines at 915 Bear Creek Avenue.

**Charles Nathan, 915 Bear Creek Avenue.** Nathan addressed the Board and stated that he is excited to move back home to where he grew up.

**A motion was made by Trustee Way to approve Resolution No. 2022-09, Series 2022 a resolution finding apparent compliance of an annexation petition for property located at 915 Bear Creek Avenue with the applicable requirements of the Colorado annexation statute, and setting a public hearing on the same for October 18, 2022. The motion was seconded by Trustee Gill. All members present voted aye. The motion carried.**

Trustee Sutton stated that he appreciates the Staff recommendation on the Board Action Form.

**Retail Marijuana Ordinance Amendment and Request Qualifications.** Town Attorney Dahl stated the Town approved a single retail marijuana establishment east of the hogback. In the Ordinance that was approved included a lottery system for selecting one establishment. Town Attorney Dahl stated that the Town has not received any applications. Town Attorney Dahl stated the Town owns a one-acre parcel adjacent to the wastewater treatment plant and requested direction from the Board on leasing the property for a retail marijuana establishment, repealing the lottery system and issuing an RFQ to gauge interest in the industry in leasing the property.

Trustee Sutton voiced his support for leasing the land. Trustee Forey and Way agreed.

Trustee Gill asked if the lottery system can be paused rather than repealed. Town Attorney Dahl informed the Board the lottery system could be paused.

Trustee Gill requested clarification on how the shop would be accessed and what kind of screening there would be for the residential properties.

**A motion was made by Trustee Sutton to direct Town Staff to bring forward an ordinance pausing the present lottery system for the single marijuana retail store permit and in connection therewith, to propose an RFQ option, for the Board's formal consideration. The motion was seconded by Trustee Forey. All members present voted aye. The motion carried.**

Trustee Gill asked how formal this decision was. Town Attorney Dahl informed the Board they can send out the RFQs and stop the process at any time.

**2023 Draft Budget.** Town Manager Winters informed the Board this is the first submittal of the 2023 Draft Budget, work sessions on the budget will be added to upcoming agendas.

Mayor Wolfe voiced support for adding the CML conference to the budget for the Town Board.

Trustee Gill asked about the municipal property/building under the capital improvements for the general fund, if the site work was included in the cost estimates. Town Manager Winters updated the Board that Town Staff met with Jefferson County and cost for the project will be negotiated.

Trustee Sutton asked if the sales tax included the vendors who incorrectly report their taxes to the Town. Town Manager Winters stated yes, the sales tax includes vendors who incorrectly report their taxes to Morrison.

#### **2022 Board Goals.**

**A motion was made by Trustee Wirtz to approve the 2022 Town Board Goals. The motion was seconded by Trustee Way/ All members present voted aye. The motion carried.**

**Board Salary.** Trustee Sutton suggested paying the Mayor \$750.00 monthly and Trustees \$500.00 monthly starting in 2026.

Trustee Gill voiced support for paying the Board members and stated the packets are technical and require time and attention to review. Trustee Gill also stated the Board members should be accountable for the packet material if receiving funds.

**A motion was made by Trustee Sutton to direct staff to bring forward an ordinance approving compensation for members of the Board at the rate of \$500.00 per month and \$750.00 per month for the Mayor; such compensation to apply on new terms of office commencing on and after the November 2026 regular Town Election. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.**

**Sale of MPD Harley Davidson Motorcycle.** Chief Vinelli informed the Board that the Police Department currently has a Harley Davidson Motorcycle that only one officer can ride. Chief Vinelli stated that it is an expense to the department and said The Lakeside Police Department has asked to purchase the vehicle.

**A motion was made by Trustee Wirtz to authorize Town Manager Winters to sign the agreement with Lakeside Police Department for the sale of the Morrison Police Department Motorcycle in the amount of \$8000.00. The motion was seconded by Trustee Sutton. All members present voted aye. The motion carried.**

#### **Departmental Reports.**

**Parking.** Town Manager Winters informed the Board that Town staff is still working on amending the parking contract with Interstate Parking.

Trustee Gill asked if another member of the Board would volunteer to take her place on the Parking Committee. Trustee Way volunteered to be on the Parking Committee.

Trustee Way asked about the parking credit card fee being high in cost. Town Manager Winters stated she will follow up with Interstate parking about the credit card fee.

**Public Works.** Mayor Wolfe asked about the water plants Thompson pump declining due to exposure of the elements, could the pump be enclosed for protection. Town Manager Winters informed the Board she will follow up with Public Works Director Fouts if the pump could be covered.

Mayor Wolfe voiced appreciation for the Streets and Grounds crew.

**Police Department.** Chief Vinelli reviewed the Police Department Report with the Town Board. Chief Vinelli stated that the department is excited about the Police Picnic and the Ciderfest festival.

Trustee Sutton asked about shielding the light on Spring Street and 2nd St.

Trustee Sutton asked about vehicles that have a black coating over their license plates. Chief Vinelli stated that it is not legal and probable cause to be pulled over.

Trustee Way asked about vehicles turning on Bear Creek Avenue and crossing the double yellow line. Chief Vinelli informed the Board they are aware of the issue and are trying to educate the public about not crossing the double yellow lines.

Chief Vinelli informed the Board that the cost of Victim Services Outreach will be reduced from \$1500.00 a month to \$574.00.

**Town Manager.** No oral report.

**Town Attorney.** Town Attorney Dahl informed the Board that Joe Riverra will be at he October 4, 2022 Board meeting.

**Consent Agenda.**

**A motion was made by Trustee Gill to approve the Consent Agenda for September 6, 2022. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.**

**Board Comments.**

Trustee Way stated that he is happy with how the Town looks and the Police Department.

Trustee Gill informed the Board that she will be watching the Jefferson County School District Closures.

Trustee Sutton welcomed newly appointed Trustee John Leonard.

Trustee Sutton voiced concern over a resident leasing their house for short term rentals. Town Manager Winters informed the Board the owner has been notified and asked to not list their house for short term rental.

Trustee Sutton voiced excitement over potential of leasing land for a retail marijuana establishment.

Trustee Forey stated that residents have extended their gratitude to Chief Vinelli and the Police Department.

Trustee Wirtz stated that he has seen individuals smoking and drinking at the reservoir. Trustee Sutton asked if the Town could make it a no smoking area. Town Attorney informed the Board they could make it no smoking which would allow the Police Department to issue violators a ticket.

**Executive Session.**

**Trustee Way moved to go into executive session for a conference under Charter Section 3.4 and Section 24-6-402(4)(b) and (f), C.R.S. with the Town Attorney, Town Manager, and appropriate staff to receive legal advice and instruct negotiators concerning potential annexation. The motion was seconded by Trustee Gill; motion approved unanimously.**

**Adjournment.** Mayor Wolfe adjourned the regular Town Board Meeting at 8:55 P.M.



TOWN OF MORRISON

Chris Wolfe, Mayor

ATTEST:

Ariana Neverdahl, Town Clerk